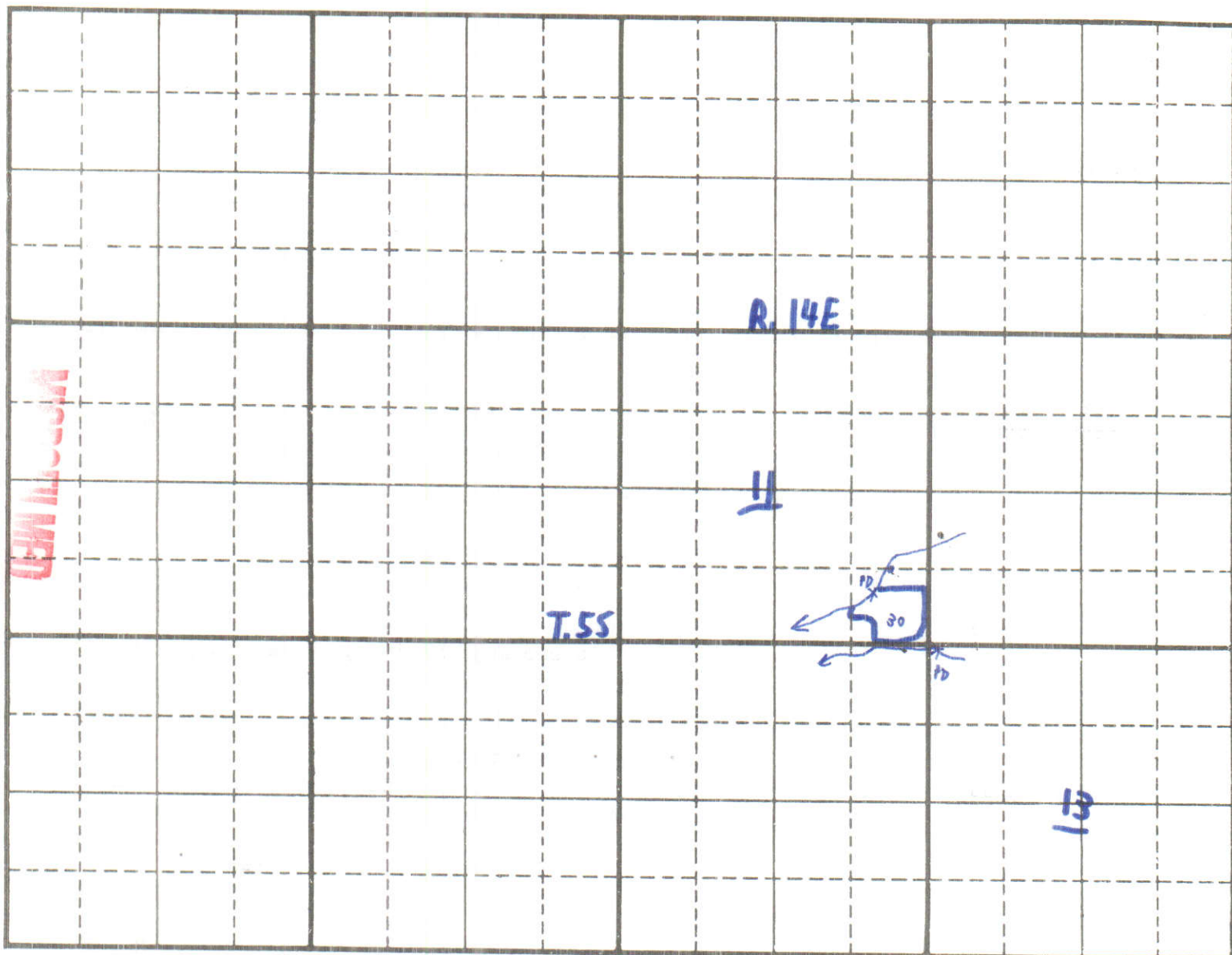


(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Twin Falls) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 2nd day of May, 19 83.

Jerry A. Varin
(Claimant)
Loren O. Halverson
Notary Public
Residing at Twin Falls, ID

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 5-2-83 Exception filed by: _____ Fowarded to _____ Date _____
Prelim. check by [Signature] Date 5-10-83 claimant by: _____
\$30.00 fee received by [Signature] Date 5-2-83 #27283
Published in Gooding County Reader
Dates 6/29 & 7/6/83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.
A.

Notice is hereby given that Jerry Varin &/or Frank Varin
(Name of Claimant)
Route #1, Gooding, ID 83330 Telephone No. 934-5883
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1940

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Wastewater tributary to Dry Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>1.00 cfs</u>	Use	<u>Irrigation</u>	Period of Use From <u>Apr 15</u>	To <u>Oct 15</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 1.00 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 13 Twp. 5S Rge. 14E B.M., County of Gooding
Additional points of diversion: SE ¼ Sec. 11 T. 5S R. 14E

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Check dam & ditch, gravity system

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	14E	11																-15	-15-
																		30	30

No. of acres -15- 30

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

Received by J. J. [unclear] Date 5-2-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by [unclear] Date 5-10-83 claimant by: _____
\$30.00 fee received by [unclear] Date 5-2-83 # 27283
Published in Gooding County Recorder _____
Dates 6/83 & 7/6/83 _____

AFFIDAVIT of PUBLICATION

State of Idaho,)
) SS.
County of Gooding)

Frank J. Crowl, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 29 day of June 1983, and the date of the last publication was on the 6

day of July, 1983

Subscribed and sworn to before me this 6

day of July, 1983
(SEAL)

Gentry Adams
NOTARY PUBLIC
GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice. 196

Number of Insertions. 2

Lines tabular at 42'

196 Lines straight at 32'

196 Subsequent lines at 21'

Total Cost 103.88

90
FOK
7/21/83

NOTICE OF CLAIMS
TO WATER RIGHTS

37-4333

MINK, INC.
RT. 1 BOX 51, GOODING, ID
83330

Source: WASTE WATER
trib. to UNNAMED
STREAM
Priority Date: 04/01/1956
Diversion Pt: NWSE Sec 06 T 05S R 15E
Use: IRRIGATION (1.00 CFS)

37-4319
EDINBOROUGH, GERALD
RT. 2 BOX 112, GOODING, ID 83330
Source: WASTE WATER
trib. to SINKS
Priority Date: 03/15/1947
Diversion Pt: NWNW Sec 12 T 05S R 15E
Use: IRRIGATION (2.00 CFS)
In: SWNW NWSW Sec 12 T 05S R 15E FOR 27 ACRES

37-4324
FRANCE, INC.
RT. 1 BOX 223, GOODING, ID 83330
Source: GROUNDWATER
Priority Date: 01/01/1940
Diversion Pt: NESW Sec 21 T 05 S R 15E
Use: STOCKWATER (0.11 CFS)
DOMESTIC (0.04 CFS)
In: NESW Sec 21 T 05 S R 15E

37-4320
VARIN, JERRY A. &/or
FRANK
RT. 1, GOODING, ID 83330
Source: WASTEWATER
trib. to DRY CREEK
Priority Date: 04/15/1940
Diversion Pt: NWNW Sec 13 T 05S R 14E SESE Sec 11 T 05 S R 14E
Use: IRRIGATION (1.00 CFS)
In: SESE Sec 11 T 05S R 14E FOR 30 ACRES

37-4321
BISHOP JR., SAMUEL
BISHOP, BETTY F.
STAR ROUTE, BLISS, ID 83314
Source: WASTEWATER
trib. to SINKS
Priority Date: 07/01/1970
Diversion Pt: NWSE NESW Sec 05 T 06S R 13E
Use: IRRIGATION (0.20 CFS)
In: NWSW Sec 05 T 06S R 13E FOR 5 ACRES

37-4338
BROWN, DAVID J. &/or
DABRA L.
RT. 1 BOX 120A, GOODING, ID 83330
Source: WASTE WATER
trib. to BIG WOOD RIVER
Priority Date: 04/15/1912
Diversion Pt: NENW Sec 19 T 06S R 15E SESE Sec 18 T 05S R 15E
Use: IRRIGATION (2.00 CFS)
STOCKWATER (0.03 CFS)
In: NENW Sec 19 T 05 S R 15E FOR 33 ACRES

37-4322
HAMMOND, LLOYD D.
&/or NELLIE P.
STAR ROUTE, BLISS, ID 83314
Source: SPRING trib. to SINKS
Priority Date: 01/23/1948
Diversion Pt: NWSE Sec 21 T 06S R 13E
Use: IRRIGATION (0.20 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
AESTHETICS (0.22 CFS)
In: SENW Sec 21 T 06S R 13E FOR 4 ACRES

37-4331
TSCHANNEN, JOHN &/or
RAY
BRAY, STERLING
BOX 78, BLISS, ID 83314
Source: GROUNDWATER
Priority Date: 01/01/1935
Diversion Pt: SWSE Sec 21 T 04S R 13E
Use: IRRIGATION (0.12 CFS)
STOCKWATER (0.05 CFS)
HEATING (0.20 CFS)
DOMESTIC (0.08 CFS)
In: NWNE SENE Sec 28 T 04 S R 13E FOR 6 ACRES

37-4340
BRAY, STERLING
BOX 96, BLISS, ID 83314
Source: GROUNDWATER
Priority Date: 01/01/1920
Diversion Pt: SWNE Sec 28 T 04S R 13E
Use: IRRIGATION (0.25 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SWNE Sec 28 T 04S R 13E FOR 25 ACRES

37-4342
MONTGOMERY, ROBERT
&/or NELLIE V.
RT. 2 BOX 21A, GOODING, ID 83330
Source: GROUNDWATER
Priority Date: 01/01/1951
Diversion Pt: SWSW Sec 34 T 05S R 15E
Use: DOMESTIC (0.16 CFS)
In: NWSW Sec 34 T 05S R 15E

Any exception to an claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lake Blvd. North, Twin Falls, Idaho 83301.

/s/ A. Kenneth Dunn
Director

PUB: 6-29; 7-6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-3578

JULY ²²~~15~~ 1983

JERRY A. VARIN
FRANK VARIN
RT. 1
GOODING

ID 83330

RE: Claim No. 37-4320

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,


ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

RECEIVED
AUG 24 1983
Department of Water Resources

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

3Z-4320

VARIN, JERRY A. &/or FRANK

RT. 1, GOODING, ID 83330

Source: WASTEWATER trib. to DRY CREEK

Priority Date: 04/15/1940

Diversion Pt: NWNW Sec 13 T 05S R 14E SESE Sec 11 T 05S R 14E

Use: IRRIGATION (1.00 CFS)

In: SESE Sec 11 T 05S R 14E FOR 30 ACRES

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published 6/29 & 7/6/83.

PROPERTY

37-4330
VARIN, JERRY A. &/or
FRANK
RT. 1, GOODING, ID 83330
Source: WASTEWATER
trib. to DRY CREEK
Priority Date: 04/15/1940
Diversion Pt: NWNW Sec 13
T05S R 14E SESE Sec 11 T 05
S R 14E
Use: IRRIGATION (1.00
CFS)
In: SESE Sec 11 T 05S R 14E
FOR 30 ACRES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

JUNE 22, 1983

Gooding County Leader
P.O. Box 56
Gooding, Idaho 83330

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before .

Yours truly,

Mary A. Newby
Secretary

Encl.

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY:

Larry Anderson

Right Number 37-4320

Applicant varin, Jerry A. &/or Frank

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By ADm

Date

7/22/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By

kw

Date

8/30/83